

Kenneth K. WATANABE and Jessica Watanabe  
v. Ed H. WEBB and Ellinor Webb; Dixon Realty;  
John H. Williams; Guaranty Title Company; and Gene Weston  
95-3 905 S.W.2d 70

Supreme Court of Arkansas  
Opinion delivered September 18, 1995

APPEAL & ERROR — MOTION TO DISMISS APPEAL GRANTED. — Where appellees moved to dismiss the remaining part of the present appeal for lack of prosecution, serving the motion on appellants and all counsel of record, but no response had been filed, the supreme court granted the motion pursuant to Ark. Sup. Ct. R. 4-5.

Motion to Dismiss granted.

No response.

*Charles R. Padgham*, for appellees.

[1] PER CURIAM. On May 1, 1995, we granted appellees' motion to dismiss Kenneth K. and Jessica Watanabes' appeal from the April 13, 1994 foreclosure decree, but we declined appellees' request to dismiss the Watanabes' appeal from the June 2, 1994 confirmation order. On May 1, 1995, the supreme court clerk mailed an amended briefing schedule to the respective parties, but no briefs have been filed. On July 27, 1995, appellees Ed H. and Ellinor Webb moved to dismiss the remaining part of this appeal for lack of prosecution, and they served the motion on the Watanabes and all counsel of record. No response has been filed to the Webbs' motion. Accordingly, we grant appellees' motion dismissing this appeal pursuant to Ark. Sup. Ct. R. 4-5.